

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:                   Dwight D. Keen, Chair  
  Shari Feist Albrecht  
  Susan K. Duffy

In the matter of the failure of Bengalia Land )   Docket No: 20-CONS-3130-CPEN  
and Cattle Company (“Operator”) to comply )  
with K.A.R. 82-3-111 at the K and G #1-27, )   CONSERVATION DIVISION  
Mott Trust #1-26, De Chant #2, Maxine #1-30, )  
Nichols #2-32 and Wedel Trust 33 #3-33 in )   License No: 33989  
Finney County and Gray County, Kansas.    )

**PREHEARING OFFICER ORDER SETTING PREHEARING CONFERENCE**

Having reviewed the record, the Prehearing Officer makes the following findings:

1.       On November 5, 2019, the Commission issued a *Penalty Order* against Bengalia Land and Cattle Company (Operator) for six violations of K.A.R. 82-3-111 because six wells had been inactive in excess of the time allowed by regulation without being plugged, returned to service, or approved for temporary abandonment status.<sup>1</sup>

2.       On December 3, 2019, Operator requested a hearing.<sup>2</sup>

3.       On December 12, 2020, the Commission assigned a prehearing officer to this docket.<sup>3</sup>

No evidentiary hearing has been held.

4.       On March 19, 2020, the Commission issued an *Emergency Order Staying All Dockets*.<sup>4</sup> On April 23, 2020, the Commission issued a *Special Order Regarding Conservation Matters*, stating that the *Emergency Order* no longer applied to conservation division matters, and directing that in dockets where a prehearing officer had been assigned but no evidentiary hearing had been held, that a new prehearing conference be set to establish or re-establish deadlines.<sup>5</sup>

<sup>1</sup> See Penalty Order, ¶¶ 6, 11 (Nov. 5, 2019).

<sup>2</sup> See Letter Requesting Hearing (Dec. 3, 2019).

<sup>3</sup> See Order Designating Prehearing Officer and Setting Prehearing Conference (Dec. 12, 2020).

<sup>4</sup> See Docket 20-GIMX-393-MIS, Emergency Order Staying All Dockets (Mar. 19, 2020).

<sup>5</sup> See Docket 20-GIMX-393-MIS, Special Order Regarding Conservation Matters, ¶¶ 7, 9(c) (Apr. 23, 2020).

**THEREFORE, THE PREHEARING OFFICER ORDERS:**

A. A Prehearing Conference is scheduled for **Thursday, May 28, 2020, at 2:30 p.m.** by telephone. The conference call information is: telephone number: (866) 620-7326, Conference Code PIN: 3902542751.

B. At the Prehearing Conference, parties shall be prepared to discuss deadlines for filing testimony and briefs, discovery procedures, scheduling of a hearing with the Commission, and/or any other issues that will promote the orderly and prompt resolution of this proceeding.

**BY THE PREHEARING OFFICER IT IS SO ORDERED.**

Dated: May 7, 2020

/s/ Jonathan R. Myers

Jonathan R. Myers  
Prehearing Officer

JRM

**CERTIFICATE OF SERVICE**

20-CONS-3130-CPEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of first class mail and electronic service on 05/07/2020.

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